

REMARKS/ARGUMENTS

Claims 1-71 are currently pending in this application. In accordance with 35 U.S.C. 121, the Examiner has required restriction between the following groups of claims:

Group I – claims 1-70, drawn to a compressed gas-powered accelerator, classified in class 124, subclass 70.

Group II – claim 71, drawn to a method of firing a paintball from a compressed gas-powered projectile, classified in class 124, subclass 75.


Applicant respectfully traverses the restriction requirement. However, in order to advance prosecution of the Application, Applicant elects Group I, corresponding to claims 1-70, for examination on the merits, subject to the below remarks. A restriction requirement based on distinction is proper if the inventions are distinct and a serious burden on the Examiner would result from examining the application. See MPEP § 803. Applicant respectfully submits that no serious burden exists in examining all of the claims in this application. The inventions of claim groups I and II, as separated by the Examiner, are so inter-related as to require a same field of search. Group II encompasses only one claim. Also, the inventions are in the same class; namely, 124. Consequently, no serious burden exists. As such, examination of all of the pending claims together would be more efficient than separating the claims for examination in different applications.

In view of the foregoing, Applicant respectfully requests withdrawal of the restriction requirement. Reconsideration and prompt examination are respectfully requested.

Respectfully submitted,

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